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Amendment No. 4 to HB2517

**Buck
Signature of Sponsor**

AMEND Senate Bill No. 2415*

House Bill No. 2517

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. It is the intent of the general assembly that the provisions of this act shall serve as a permissive pilot project and as such shall apply to the Tennessee highway patrol and any municipal police department or sheriff's department whose commissioner, safety director, chief or sheriff notifies the comptroller of the treasury by September 1, 2000 of it's willingness to participate in such project.

SECTION 2.

(a) Commencing on January 1, 2001, the highway patrol and each municipal police department and sheriff's office to which this act applies, using the form developed and promulgated pursuant to Section 3 of this act, shall record and retain the following information:

(1) The number of persons stopped for traffic violations;

(2) Characteristics of race, color, ethnicity, gender and age of such persons, provided the identification of such characteristics shall be based on the observation and perception of the law enforcement officer responsible for reporting the stop and the information shall not be required to be provided by the person stopped;

(3) The nature of the alleged traffic violation that resulted in the stop;

(4) Whether a warrant or citation was issued, an arrest made or a search conducted as a result of the stop; and

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(5) If a search was conducted, the type of search and the legal basis for that search, and whether contraband was discovered and property was seized.

(b) The highway patrol and each municipal police department or sheriff's office to which this act applies shall begin reporting such data and information to the comptroller of the treasury on a monthly basis, beginning not later than February 1, 2001. All such data and information shall be in a form prescribed by the comptroller.

(c) Any law enforcement officer who in good faith records traffic stop information pursuant to the requirements of this section shall not be held civilly liable for the act of recording such information.

(d) The comptroller shall, within the limits of existing appropriations, provide for a review of the prevalence and disposition of traffic stops and complaints reported pursuant to this section. Not later than January 1, 2003, the comptroller shall report to the governor and general assembly the results of such review, including any recommendations.

(e) The provisions of this act shall be in effect from the effective date of this act until July 1, 2003.

SECTION 3. Not later than October 1, 2000, the comptroller shall develop and promulgate a form, in both printed and electronic format, to be used by law enforcement officers to which this act applies when making a traffic stop to record personal identifying information about the operator of the motor vehicle that is stopped, the location of the

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stop, the reason for the stop and other information that is required to be recorded pursuant to Section 2(a) of this act.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.